

1 BILL NO. Z-81-07- 35

2 ZONING MAP ORDINANCE NO. 2- *Prop.*

3
4 AN ORDINANCE amending the City of
5 Fort Wayne Zoning Map No. L-14.

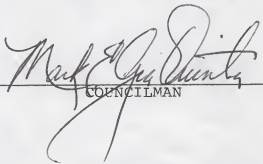
6 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
7 FORT WAYNE, INDIANA:

8 SECTION 1. That the area described as follows is hereby
9 designated a B-3-B District under the terms of Chapter 33, The
10 Code of the City of Fort Wayne, Indiana of 1974:

11 Lot Number Seven (7) in Becks
12 Addition to the City of Fort
13 Wayne, Allen County, Indiana,
14 according to the recorded Plat
thereof.

15 and the symbols of the City of Fort Wayne Zoning Map No. L-14,
16 referred to therein, established by Section 33-11 of said
17 Chapter are hereby changed accordingly.

18 SECTION 2. That this Ordinance shall be effective upon
19 passage, approval by the Mayor and legal publication thereof.
20

21
22 
23 COUNCILMAN

24
25 APPROVED AS TO FORM AND
26 LEGALITY JULY 24, 1981.

27 
28 BRUCE O. BOMBERGER, CITY ATTORNEY

Read the first time in full and on motion by GiaQuinta, seconded by Burns, and duly adopted, read the second time by title and referred to the Committee Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, 19____, at _____ o'clock _____ M., E.S.T.

DATE: 7-28-81

Charles W. Westerman
CHARLES W. WESTERMAN
CITY CLERK

Read the third time in full and on motion by GiaQuinta, seconded by Allen, and duly adopted, placed on its passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	_____	<u>9</u>	_____	_____	_____
<u>BURNS</u>	_____	<u>✓</u>	_____	_____	_____
<u>BISBART</u>	_____	<u>✓</u>	_____	_____	_____
<u>GiaQUINTA</u>	_____	<u>✓</u>	_____	_____	_____
<u>NUCKOLS</u>	_____	<u>✓</u>	_____	_____	_____
<u>SCHMIDT, D.</u>	_____	<u>✓</u>	_____	_____	_____
<u>SCHMIDT, V.</u>	_____	<u>✓</u>	_____	_____	_____
<u>SCHOMBURG</u>	_____	<u>✓</u>	_____	_____	_____
<u>STIER</u>	_____	<u>✓</u>	_____	_____	_____
<u>TALARICO</u>	_____	<u>✓</u>	_____	_____	_____

DATE: 9-22-81

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) No. _____

on the 22nd day of September, 19 81.

ATTEST: (SEAL)

CHARLES W. WESTERMAN - CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 22nd day of September, 19 81, at the hour of 11:30 o'clock PM M., E.S.T.

CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this _____ day of

19____, at the hour of _____ o'clock _____ M., E.S.T.

Winfield C. Moses, Jr.
MAYOR

BILL NO. Z-81-07-35

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON Regulations TO WHOM WAS REFERRED AN
ORDINANCE amending the City of Fort Wayne Zoning Map No. L-14

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE Do Not PASS.

MARK E. GIAQUINTA, CHAIRMAN

SAMUEL J. TALARICO, VICE CHAIRMAN

VIVIAN G. SCHMIDT

JAMES S. STIER

DONALD J. SCHMIDT

Mark E. Giaquinta

Samuel J. Talarico

Vivian G. Schmidt

James S. Stier

Donald J. Schmidt

9-22-81
DATE _____ CONCURRED IN _____
CHARLES W. WESTERMAN, CITY CLERK



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

1 September 1981

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held August 31, 1981. In addition to the reasons outlined in the resolutions, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. Z-81-07-35
2. From R-2 to B-3-B
3. Intended Use: Antique Shop
4. Plan Commission Recommendation: DO NOT PASS


This ordinance received a DO NOT PASS recommendation for the following reasons:

- a. The proposed rezoning is not consistent with the Northwest Central Neighborhood Plan which proposes maintenance of the residential character of this portion of Wells Street.
- b. The proposed rezoning will establish an undesirable zoning precedent.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING


Gary F. Baeten
Senior Planner

GFB:pb

Attachments

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on July 28, 1981, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-81-07-35; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

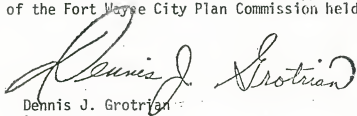
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on August 17, 1981;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held August 31, 1981.

Certified and signed this
1st day of September 1981.



Dennis J. Grotrian
Secretary

RECEIPT

Date

7/7

1981

No.

15978

Received From

Cedric F. Virginia Bryant

Address

174771. Wells

Fifty and 00/100

Dollars \$50.00

For

Reopening from R2 to B3B

ACCOUNT

HOW PAID

AMT. OF
ACCOUNT

50.00

CASH

AMT. PAID

50.00

CHECK

1298

BALANCE
DUE

—

MONEY
ORDER

By

Kathy Schaffer



Z-81-07-35

7 - 8 - 81

JUL 7 1981

RECEIPT NO. _____

DATE FILED _____

INTENDED USE _____

THIS IS TO BE FILED IN DUPLICATE FOR FORT WAYNE CITY PLAN COMMISSION

I/We ERIC & VIRGINIA BRYANT
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne Indiana, by reclassifying from a/an RESIDENTIAL District to a/an BUSINESS District the property described as follows: "R-2" "B3B"

LOT NUMBER SEVEN (7) IN BECK'S ADDITION TO
THE CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ACCORDING TO THE RECORDED PLAT THEREOF

(Legal Description) If additional space is needed, use reverse side.

1747 N. WELLS ST. FORT WAYNE IN.

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

Virginia Bryant

1747 N Wells

Virginia Bryant

(Name)

(Address)

(Signature)

(If additional space is needed, use reverse side.)

Legal Description checked by _____

NOTE FOLLOWING RULES

All requests for deferrals, continuances, withdrawals, or request that the ordinance be taken under advisement shall be filed in writing and be submitted to the City Plan Commission prior to the legal notice pertaining to the ordinance being sent to the newspaper for legal publication. If the request for deferral, continuance or request that ordinances be taken under advisement is received prior to the publication of the legal ad being published the head of the Plan Commission staff shall not put the matter on the agenda for the meeting at which it was to be considered. The Plan Commission staff will not accept request from petitioners for deferrals, continuances, withdrawals, or requests that an ordinance be taken under advisement, after the legal notice of said ordinance is forwarded to the newspaper for legal publication but shall schedule the matter for hearing before the City Plan Commission. (FILING FEE \$50.00)

Name and address of the preparer, attorney or agent.

Virginia Bryant

1747 N. Wells St.

426-6454

(Name)

(Address & Zip Code)

(Telephone Number)

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning & Zoning and (CITY PLAN COMMISSION) / Room #830, City-County Building, One Main Street, Fort Wayne, IN 46802 (PHONE: 219/423-7571)

Applicants, Property owners and preparer shall be notified of the Public Hearing approximately ten (10) days prior to the meeting.

Legal Description of property to be rezoned.

Owners of Property

(Name)	(Address)	(Signature)

NOTE: All checks are to be made payable to: CITY OF FORT WAYNE

This form is to be filed in duplicate.

3500

Admn. Appr. _____

DIGEST SHEET . .

TITLE OF ORDINANCE Zoning Ordinance Amendment

3-81-07-25

DEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning - CD&P

SYNOPSIS OF ORDINANCE Lot #7 in Beck's Addition.

EFFECT OF PASSAGE Property is now zoned R-2 - Two Family Residential.

Property will become B-3-B - General Business.

EFFECT OF NON-PASSAGE Property will remain R-2 - Two Family Residential.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

ASSIGNED TO COMMITTEE (J.N.) _____